

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: Rep. Thicksten**

A Bill

Call Item 33

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 EDUCATION - GENERAL EDUCATION DIVISION FOR ADDITIONAL
10 PROFESSIONAL FEES AND SERVICES FOR THE REMAINDER OF THE
11 FISCAL YEAR ENDING JUNE 30, 1995; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF EDUCATION
15 - GENERAL EDUCATION DIVISION
16 APPROPRIATION."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
21 Department of Education - General Education Division, to be payable from the
22 Public School Fund, for professional fees and services in the Department of
23 Education - General Education Division for the remainder of the fiscal year
24 ending June 30, 1995, the following:

26 ITEM	FISCAL YEAR
27 NO.	1994-95
28 (01) MAINT. & GEN. OPERATION	
29 (A) OPER. EXPENSES \$	0
30 (B) CONF. & TRAVEL	0
31 (C) PROF. FEES	100,000
32 (D) CAPITAL OUTLAY	0
33 (E) DATA PROCESSING	0
34 TOTAL MAINT. & GEN. OPER.	<u>100,000</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 100,000</u>

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SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 4. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the

1 Seventy-Ninth General Assembly, meeting in Second Extraordinary Session, that
2 the Department of Education has become increasingly involved with the
3 litigants in the Little Rock Desegregation Case, although the State is not a
4 party to the case. To protect the state's interests in the complex legal
5 issues presented by the case, the Department of Education will need to avail
6 itself of additional legal counsel to protect the state's interest; and that a
7 delay in the effective date of this Act could cause irreparable harm upon the
8 proper administration and provision of essential governmental programs.
9 Therefore, an emergency is hereby declared to exist and this Act being
10 necessary for the immediate preservation of the public peace, health and
11 safety shall be in full force and effect from and after its passage and
12 approval.

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